

## **REMARKS**

### **Amendments**

#### ***Amendments to the Claims***

Applicant has amended the claims to more particularly define the claimed occurrence description scheme. No new matter has been added as a result of these amendments because they are supported, *intra alia*, in paragraph 21 on page 11 of Applicant's specification.

### **Rejections**

#### ***Rejections under 35 U.S.C. § 101***

#### **Claims 11-20**

Claims 11-20 stand rejected under 35 U.S.C. § 101 because the claimed invention is directed to non-statutory subject matter.

Applicant has amended claims 11-20 to recite a computer readable storage medium. Since signals and carrier waves are not storage media, Applicant respectfully submits that the invention as claimed in claims 11-20 is statutory subject matter.

Accordingly, Applicant respectfully request the withdrawal of the rejection of the claims under 35 U.S.C. § 101.

#### ***Rejections under 35 U.S.C. § 102(e)***

#### **Claims 1-7 and 11-17**

Claims 1-7 and 11-17 stand rejected under 35 U.S.C. § 102(e) as being anticipated by Sezan, et al. U.S. Publication 2005/0091685. Applicant does not admit that Sezan is prior art and reserves the right to challenge the reference at a later date.

Sezan discloses program description schemes that include program views and program profiles for video. The program views define the logical structures for the frames of the video. The program profiles defines characteristics of the content of the program.

The Examiner is equating Sezan's program description scheme with Applicant's claimed content description and Sezan's program profile with Applicant's claimed

occurrence description scheme. However, Sezan's program profile does not include values for descriptors that describe features of the content at a location where a semantic entity occurs in the content.

Accordingly, Applicant respectfully submits that the invention claimed in claims 1-7 and 11-17 is not anticipated by Sezan under 35 U.S.C. § 102(e) and respectfully requests the withdrawal of the rejection of the claims.

***Rejections under 35 U.S.C. § 102(b)***

**Claims 8, 10, 18, 20, 26 and 28**

Claims 8, 10, 18, 20, 26 and 28 stand rejected under 35 U.S.C. § 103(b) as being unpatentable over Cobbley, et al., U.S. Patent 5,614,940.

Cobbley discloses an apparatus that generates and transfers a stream of broadcast information for audio/visual data. The Examiner asserts that Cobbley discloses Applicant's claimed content description and occurrence description scheme at column 2, line 50 through column 3, line 13. However, the paragraph cited by the Examiner is merely a recitation of terms and definitions that appear in Cobbley's specification. None of the terms or definitions can be properly interpreted as being equivalent to Applicant's content description and occurrence description scheme as claimed. In particular, Cobbley does not even suggest that semantic entities occur in content, either in the cited paragraph or in the reference as a whole. Moreover, Cobbley does not teach or suggest an occurrence description scheme comprising values for descriptors that describe features of the content at a location where a semantic entity occurs in the content.

Accordingly, Applicant respectfully submits that the invention claimed in claims 8, 10, 18, 20, 26 and 28 is not anticipated by Cobbley under 35 U.S.C. § 102(e) and respectfully requests the withdrawal of the rejection of the claims.

***Rejections under 35 U.S.C. § 103***

**Claims 9, 19, 21-25 and 27**

Claims 9, 19, 21-25 and 27 stand rejected under 35 U.S.C. § 103(a) as being in unpatentable over the combination of Cobbley and Sezan.

Because neither Cobbley nor Sezan, teaches or suggests an occurrence description scheme as claimed in claim 9, 19, 21-25 and 27, the combination cannot be properly interpreted as disclosing the claimed element.

Therefore, the combination cannot render obvious Applicant's invention as claimed in claim , and Applicant respectfully requests the withdrawal of the rejection of the claims under 35 U.S.C. § 103(a) over the combination.

### **SUMMARY**

Claims 1-28 are currently pending. In view of the foregoing amendments and remarks, Applicant respectfully submits that the pending claims are in condition for allowance. Applicant respectfully requests reconsideration of the application and allowance of the pending claims.

If the Examiner determines the prompt allowance of these claims could be facilitated by a telephone conference, the Examiner is invited to contact Sue Holloway at (408) 720-8300 x3476.

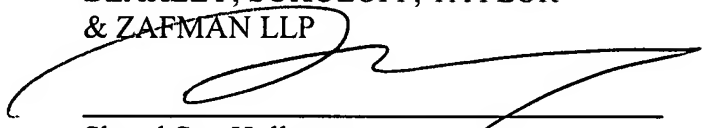
### **Deposit Account Authorization**

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due. Furthermore, if an extension is required, then Applicant hereby requests such extension.

Respectfully submitted,

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& ZAFMAN LLP

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